

**DECLARATION, POWER OF ATTORNEY, AND PETITION**

Being duly sworn, I, the below-named inventor, depose and say that: (1) my residence, citizenship, and mailing address is indicated below; (2) I have reviewed and understand the contents of attached specification, including the claims, as amended by any amendment specifically referred to herein, (3) I believe that I am the original, first, and sole inventor or discoverer of the invention or discovery in

**SCALING FACTOR TOOLS**

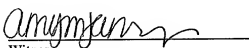

shown and claimed therein and for which a patent is sought; and (4) I hereby acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56.\*


I hereby appoint William D. Bauer (Reg. No. 28,052), Eric D. Levinson (Reg. No. 35,814), Amelia Buharin (Reg. No. 38,835), and Daniel J. Hanson (Reg. No. 46,757) as my attorneys with full power (including the powers of appointment, substitution, and revocation) to prosecute this application and any continued prosecution application, division, continuation, continuation-in-part, reexamination, or reissue thereof, and to transact all business in the Patent and Trademark Office connected therewith. Please address all correspondence in this case to:

Attention: Amelia A. Buharin  
Imation Corp.  
Legal Affairs  
P.O. Box 64898  
St. Paul, MN 55164-0898  
(651) 704-5117

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Wherefore, I pray for grant of Letters Patent for the invention or discovery described and claimed in the attached specification and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition, on the date below.

  
Witness  
  
Witness

 12/18/01  
Donald L. Swihart Date  
Residence: Stillwater, Minnesota  
Citizenship: United States of America  
Mailing: P.O. Box 64898  
Address: St. Paul, Minnesota 55164-0898

\*Title 37, Code of Federal Regulations, §1.56 is reproduced on the back of this page.